

"Foreigner" means a subject or citizen of a State in amity with Her Majesty, other than the Sublime Ottoman Porte.

"Judge" in relation to any Court, includes any person temporarily appointed to act as Judge of that Court.

"Legal practitioner" includes barrister-at-law, advocate, solicitor, writer to the Signet, and any person possessing similar qualifications.

"Lunatic" means idiot or person of unsound mind.

"Master," with respect to any ship, includes every person (except a pilot) having command or charge of that ship.

"Month" means calendar month.

"Oath" and "affidavit," in the case of persons for the time being allowed by law to affirm or declare, instead of swearing, include affirmation and declaration, and the expression "swear," in the like case, includes affirm and declare.

"Offence" includes crime, and any act or omission punishable criminally in a summary way or otherwise.

"Office copy" means a copy made under the direction of the Court, or produced to the proper officer of the Court for examination with the original, and examined by him and sealed with the seal of the Court.

"Ottoman subject" means a subject of the Sublime Ottoman Porte.

"Ottoman Tribunal" means any Ottoman Tribunal of Commerce, Ottoman Civil Tribunal, or Ottoman Maritime Court, or other Ottoman Tribunal.

"Ottoman waters" means the territorial waters of the Ottoman dominions.

"Person" includes Corporation.

"Pounds" means pounds sterling.

"Prescribed" means prescribed by Rules of Court.

"Prosecutor" means complainant or any person appointed or allowed by the Court to prosecute.

"Proved" means shown by evidence on oath, in the form of affidavit, or other form, to the satisfaction of the Court or Consular officer acting or having jurisdiction in the matter, and "proof" means the evidence adduced in that behalf.

"Resident" means having a fixed place of abode in the Ottoman dominions.

"Rules of Court" means rules of Court made under the provisions of this Order.

"Secretary of State" means one of Her Majesty's Principal Secretaries of State.

"Ship" includes any vessel used in navigation, however propelled, with her tackle, furniture, and apparel, and any boat or other craft.

"The Treasury" means the Commissioners of Her Majesty's Treasury.

"Treaty" includes any Convention, Agreement, or Arrangement, made by or on behalf of Her Majesty with any State or Government, King, Chief, people, or tribe, whether His Majesty the Sultan is or is not a party thereto.

"Will" means will, codicil, or other testamentary instrument.

Expressions used in any rules, regulations, or orders made under this Order shall, unless a contrary intention appears, have the same respective meanings as in this Order.

4.—(1.) Words importing the plural or the singular may be construed as referring to one person or thing, or to more than one person or thing, and words importing the masculine as

referring to the feminine (as the case may require).

(2.) Where this Order confers any power or imposes any duty, then, unless a contrary intention appears, the power may be exercised and the duty shall be performed from time to time as occasion requires.

(3.) Where this Order confers a power, or imposes a duty on, or with respect to, a holder of an office, as such, then, unless a contrary intention appears, the power may be exercised and the duty shall be performed by, or with respect to, the holder for the time being of the office or the person temporarily acting for the holder.

(4.) Where this Order confers a power to make any rules, regulations, or orders, the power shall, unless a contrary intention appears, be construed as including a power exercisable in the like manner and subject to the like consent and conditions, if any, to rescind, revoke, vary, or amend the rules, regulations, or orders.

(5.) This Article shall apply to the construction of any rules, regulations, or orders made under this Order, unless a contrary intention appears.

5. The jurisdiction conferred by this Order extends to the persons and matters following, in so far as by Treaty, grant, usage, sufferance, or other lawful means, Her Majesty has jurisdiction in relation to such matters and things, that is to say:—

(i.) British subjects, as herein defined, within the limits of this Order.

(ii.) The property and all personal or proprietary rights and liabilities within the said limits of British subjects, whether such subjects are within the said limits or not.

(iii.) Ottoman subjects and foreigners in the cases and according to the conditions specified in this Order and not otherwise.

(iv.) Foreigners with respect to whom any State, King, Chief, or Government, whose subjects, or under whose protection they are, has by any Treaty as herein defined or otherwise agreed with Her Majesty for, or consents to, the exercise of power or authority by Her Majesty.

(v.) British ships with their boats, and the persons and property on board thereof, or belonging thereto, being within the Ottoman dominions.

6. All Her Majesty's jurisdiction exercisable in the Ottoman dominions for the hearing and determination of criminal or civil matters, or for the maintenance of order, or for the control or administration of persons or property, or in relation thereto, shall be exercised under and according to the provisions of this Order, and not otherwise.

PART II.—*Constitution and Powers of Courts.*

7.—(1.) There shall be a Court styled "Her Britannic Majesty's Supreme Consular Court for the Dominions of the Sublime Ottoman Porte" (in this Order referred to as the Supreme Court, and comprised in the term "the Court").

(2.) Subject to the provisions of this Order there shall be two Judges of the Supreme Court, that is to say, a Judge, and an Assistant Judge, who shall respectively be appointed by Her Majesty by warrant under Her Royal Sign Manual.

Each shall be at the time of his appointment a member of the Bar of England, Scotland, or Ireland, of not less than seven years' standing.

(3.) Each of the Judges may hold a Commission from Her Majesty as Consul-General or Consul.